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From: Russell, Carol
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Claims Process and Standard Form 95 for Damage, Injury or Death as a Result of Gold King Mine Release

People who suffer personal injury or property damage from U.S. government actions may make a claim for compensation.

- Learn about the [claims process in EPA's Regulation 40 Part 10](#); you may need to provide documentation to support your claims.
- Use [Standard Form 95 \(PDF\)](#)(2 pp, 539 K) to file claims for loss of employment, loss of income, loss or damage to property, or other claims. Please fill out the form as completely as possible.
- Mail the completed forms to **ONE** of the following individuals below, or email a signed electronic version to R8_GKM_Claims@epa.gov.

Richard Feldman
Claims Officer
U.S. EPA Office of General Counsel
1200 Pennsylvania Avenue, NW (MC 2399A)
Washington, DC 20460

Michael Nelson
U.S. EPA Region 8 Office of Regional Counsel

1595 Wynkoop Street (MC 8RC)
Denver, CO 80202

Although EPA's regulations state that it has six months to resolve a claim, we will make every effort to respond to Gold King Mine release claims as soon as possible. Claims must be presented to EPA **within two years after the claim accrues**.

Please note that a completed form must state a claim for money damages in a "sum certain" amount (that is, a *specific* amount) claimed for personal injury, death, or injury to or loss of property. In addition, if a sum certain is not specified in Standard Form 95 block 12d, or in accompanying information, a submission cannot be considered a valid presentation of a claim.

Standard Form 95 is used to present claims against the United States under the Federal Tort Claims Act (FTCA) for property damage, personal injury, or death allegedly caused by a federal employee's negligence or wrongful act or omission occurring within the scope of the employee's federal employment. Standard Form 95 is not required to present a claim under the FTCA, but it is a convenient format for supplying the information necessary to bring an FTCA claim.

You will need Adobe Reader to view some of the files on this page. See [EPA's About PDF page](#) to learn more.

- [Standard Form 95 \(PDF\)](#)(2 pp, 539 K)

Carol Russell

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